IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

WEDNESDAY THE TWENTY FIRST DAY OF SEPTEMBER TWO THOUSAND AND FIVE

PRESENT
THE HON'BLE MR. JUSTICE: **G.CHANDRAIAH**

C.M.S.A.M.P. NO. 122 OF 2005
IN
C.M.S.A. NO. 67 OF 2005

Between:
Vijayawada Municipal Corporation, Rep. by its Commissioner, Vijayawada

Petitioner
(Appellant in C.M.S.A. No. 67/2005
on the file of the High Court)

AND

1. Jaleel Khan S/o Mohammad Khan,
   R/o D.No. 12-5-11, Tarapet, Vijayawada
2. Liyakath Khan S/o Mohammad Khan
   R/o D.No. 12-5-11, Tarapet, Vijayawada
3. Munvar Khan S/o Mohammad Khan
   R/o D.No. 12-5-11, Tarapet, Vijayawada
4. Sabbir Ahmad Khan s/o Mohammad Khan
   R/o D.No. 12-5-11, Tarapet, Vijayawada

Respondents
(Respondents in –do-)

Petition under section 151 of CPC praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to suspend the order dated 15-9-2004 in C.M.A. No. 1001/2002 on the file of I Addl. Senior Civil Judge, Vijayawada, pending CMSA. No. 67 of 2005, on the file of the High Court.

The petition coming on for hearing upon perusing the petition and affidavit herein and order of the High Court dated: 1-2-2005 made herein and upon hearing the arguments of Mr.T.S.Venkataramana, Advocate for the Petitioner, The court made the following:

ORDER:

"The order passed by this Court on 1-2-2005 is modified to that of interim stay of refund of tax.

Post along with batch".

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The I Addl. Senior Civil Judge, Vijayawada, Krishna District.
2. Jaleel Khan S/o Mohammad Khan, R/o D.No. 12-5-11, Tarapet, Vijayawada
3. Liyakath Khan S/o Mohammad Khan, R/o D.No. 12-5-11, Tarapet,

Vijayawada

4. Munvar Khan S/o Mohammad Khan, R/o D.No. 12-5-11, Tarapet, Vijayawada
5. Sabbir Ahmad Khan s/o Mohammad Khan, R/o D.No. 12-5-11, Tarapet, Vijayawada
6. The Commissioner, Vijayawada Municipal Corporation, Vijayawada, Krishna District.
7. One Spare Copy.

AB

HIGH COURT

GCJ

DATE: 21-9-2005

ORDER

C.M.S.A.M.P. NO. 122 OF 2005
IN
C.M.S.A. NO. 67 OF 2005

MODIFYING THE INTERIM ORDER

HIGH COURT

AB
DRAFTED ON: 24-9-2005

GCJ

DATE: 21-9-2005

ORDER

C.M.S.A.M.P. NO. 122 OF 2005
IN
C.M.S.A. NO. 67 OF 2005

MODIFYING THE INTERIM ORDER